

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

JOHN F. SPECIAL, on behalf of himself and all
others similarly situated,
Plaintiff,

SUMMONS IN A CIVIL ACTION

V.

AMARANTH ADVISORS, L.L.C., AMARANTH LLC, AMARANTH
GROUP INC., AMARANTH INTERNATIONAL LIMITED,
AMARANTH PARTNERS LLC, AMARANTH CAPITAL PARTNERS
LLC, AMARANTH ADVISORS (CALGARY) ULC, NICHOLAS M.
MAOUNIS, BRIAN HUNTER, MATTHEW DONOHOE, ALX
ENERGY, INC., JAMES DeLUCIA, J.P. MORGAN FUTURES,
INC., and J.P. MORGAN CHASE & CO.,

Defendants.

CASE NUMBER:

TO: (Name and address of Defendant)

ALX Energy, Inc.
108 Fox Drive
Allendale, New Jersey 07401

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

LOWEY DANNENBERG BEMPORAD SELINGER & COHEN, P.C.
One North Broadway - 5th Floor
White Plains, NY 10601

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

CLERK

DATE

(By) DEPUTY CLERK

| RETURN OF SERVICE | | |
|--|-----------------------------|--------------|
| Service of the Summons and complaint was made by me ⁽¹⁾ | DATE <u>8/28/07</u> | |
| NAME OF SERVER (PRINT) <u>Debra A. Callahan</u> | TITLE <u>Process Server</u> | |
| Check one box below to indicate appropriate method of service | | |
| <input type="checkbox"/> Served personally upon the defendant. Place where served: <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: <input type="checkbox"/> Returned unexecuted: <input checked="" type="checkbox"/> Other (specify): <u>By delivering and leaving documents with Ariana DeLucia, person authorized to accept service on behalf of ALX Energy, Inc. at 89 Powell Rd Allendale, NJ 07401</u> | | |
| STATEMENT OF SERVICE FEES | | |
| TRAVEL | SERVICES | TOTAL \$0.00 |
| DECLARATION OF SERVER | | |
| <p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>8/31/07</u> <u>[Signature]</u> Date Signature of Server</p> <p style="text-align: center;"><u>50 Main St. Hackensack, NJ 07601</u> Address of Server</p> | | |

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.